

REMARKS

The rejections of Claims 11-13, 26 and 28 as being unpatentable over Kraemer in view of Wilber and of Claims 14 and 35 as being unpatentable over Kraemer in view of Wilber and Yasuhara, both under 35 U.S.C. § 103(a), are traversed, and reconsideration is requested in view of the foregoing amendments and following remarks.

The operation of the Kraemer pump is fundamentally different from that of the claimed invention as well as the Wilber injector, thus marking a hypothetical combination of these apparatuses one based solely on unpermissible hindsight.

The valve body 10 in the Kraemer pump is moved off its seat against the bias of spring 11 by supplying current to the solenoid. The pump described in Wilber is a unit injector system in contrast to the common real-type pump of the present invention. The fuel that enters from the high-pressure Wilber pump via passage 30 into the control cavity 18 merely serves to control the injector pressure but itself is never injected into the combustion chamber. Wilber does not use a discharge passage provided with a discharge valve that forms a connection to a common rail.

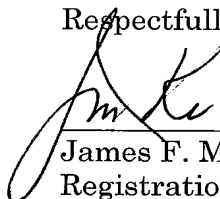
One of ordinary skill would not have looked to Wilber and, for that matter, to Yasuhara to address the problems which the present invention solves with its novel and unobvious structure. Accordingly, early allowance is earnestly solicited.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #056205.48558C1).

Respectfully submitted,

January 22, 2008



James F. McKeown
Registration No. 25,406

CROWELL & MORING LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
JFM:slw

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